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U.S. DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
FILED

JAN 21 2004

ROBERT H. BHENWELL, CLERK
BY DEPUTY

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
MONROE DIVISION**

JOSHUA SMITH

VERSUS

**CONCEPT LABORATORIES, INC.,
TACTNY, L.L.C. and EPNY, INC.**

*
* **CIVIL CASE NO. 02-CV-2385**
*
* **JUDGE ROBERT G. JAMES**
*
* **MAG. JG. JAMES D. KIRK**
*

JOINT STIPULATION OF DISMISSAL

Pursuant to FRCP Rule 41(a)(1)(ii) on Motion of the plaintiff, Joshua Smith and Motion of defendant, Concept Laboratories, Inc., through undersigned counsel, stipulate that the matters sued for herein have been amicably compromised and settled and, accordingly, the settlement of this claim should be dismissed, with prejudice, and costs paid by the party plaintiff and Concept Laboratories respectively.

(21)

Respectfully submitted,

**FRILOT, PARTRIDGE, KOHNKE,
& CLEMENTS, L.C.**



**BRUCE A. CRANNER, T.A. (Bar No. 1796)
KAREN C. DUNCAN (Bar No. 24080)
3600 Energy Centre
1100 Poydras Street
New Orleans, La. 70163-3600
Telephone: (504) 599-8026
Attorney for Defendant,
CONCEPT LABORATORIES, INC.**

AND

BRUSCATO, TRAMONTANA & WOLLESON



**ANTHONY J. BRUSCATO, ESQ. (Bar No. 26002)
2011 Hudson Lane
Monroe, La. 71201
Telephone: (318) 325-7577
Attorney for Plaintiff,
JOSHUA SMITH**

CERTIFICATE OF SERVICE

I hereby certify that I have forwarded a copy of the above pleading to all counsel of record by facsimile transmission and/or by placing a copy in the United States Mail, postage prepaid and properly addressed this ____ day of _____, 200__.



KAREN C. DUNCAN

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
MONROE DIVISION**

JOSHUA SMITH

VERSUS

**CONCEPT LABORATORIES, INC.,
TACTNY, L.L.C. and EPNY, INC.**

*
* **CIVIL CASE NO. 02-CV-2385**
*
* **JUDGE ROBERT G. JAMES**
*
* **MAG. JG. JAMES D. KIRK**
*

ORDER

Considering the above and foregoing Joint Stipulation of Dismissal;

IT IS ORDERED, ADJUDGED, AND DECREED that Concept Laboratories, Inc. is hereby dismissed with prejudice, in the above-entitled and numbered cause, with costs to be paid by the party plaintiff and Concept Laboratories respectively.

Monroe, Louisiana, this _____ day of _____, 2003.

ROBERT G. JAMES
UNITED STATES DISTRICT JUDGE

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FRILLOT, PARTRIDGE, KOHNKE & CLEMENTS, L.C.
RECEIVED

JAN 21 2004

ATTORNEYS AT LAW
3600 ENERGY CENTRE
1100 POYDRAS STREET

NEW ORLEANS, LOUISIANA 70163-3600

WRITER'S DIRECT
DIAL NUMBER
599-8026
KCD@FPKC.com

ROBERT H. SHEMWELL, CLERK
WESTERN DISTRICT OF LOUISIANA
MONROE LOUISIANA

TELEPHONE (504) 599-8000
FACSIMILE (504) 599-8100

WRITER'S DIRECT
DIAL FAX NUMBER
599-8126

January 15, 2004

Clerk of Court
U.S. District Court
Western District of Louisiana (Monroe Div.)
215 Federal Bldg.
201 Jackson Street
Monroe, LA 71210

RE: Joshua Smith v.
Concept Laboratories, Inc., TACTNY, L.L.C. and EPNY, Inc.
No.: 02-CV-2385 USDC WDLA (Monroe Div.)
Our File #: 434-030022

Dear Clerk:

Enclosed for filing in the above captioned matter, please find a Joint Stipulation of Dismissal along with an Order in connection with same. Once the documents have been filed and the Order signed by the Judge, please return two conformed copies to the undersigned in the enclosed self-addressed, stamped envelope.

Thank you for your cooperation.

Sincerely yours,


BRUCE A. CRANNER
KAREN C. DUNCAN

BAC/KCD/lec
Encls.

cc: Anthony J. Bruscatto, Esq.
James A. Holmes, Esq.